

### **REMARKS**

Claims 26, 31, 33, 37, 40 and 54 are amended herein by replacing the phrase "isolated/recombinant" with the phrase "isolated or recombinant". New claims 69-74 are added. Support is found, for example, pages 4-7 and the paragraph bridging pages 16 and 17 of the original specification and in the original claims. No new matter is presented.

#### **I. Response to Claim Rejections and Objections**

Claims 26, 31, 33, 37, 40 and 54 are rejected under 35 U.S.C. § 112, second paragraph, as to the term "isolated/recombinant".

Claims 27, 32, 34, 35, 47-53 and 55-69 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the elements of the base claim and any intervening claims.

As mentioned above, claims 26, 31, 33, 37, 40 and 54 are amended herein by replacing the phrase "isolated/recombinant" with the phrase "isolated or recombinant", thereby obviating the rejection and objection. Accordingly, Applicants respectfully request withdrawal of the rejection and objection.

#### **II. Allowed Claims**

Claims 28, 29, 38, 39 and 41-46 are allowed.

#### **III. New Claims**

New claims 70-72 are directed to methods for making bread-making dough aromatized with cinnamon, frozen sweetened dough pieces and bread-making dough, respectively, using

the baker's yeast of the invention and are patentable over the art for at least the same reasons as the baker's yeast.

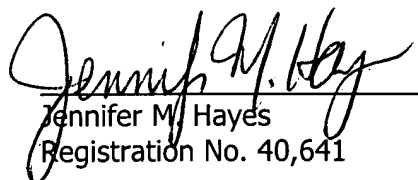
New claims 73-74 are directed to a process for selecting baker's yeast comprising the selection tests used in the present invention and are patentable over the art for at least the same reasons as the baker's yeast.

#### **IV. Conclusion**

In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned at the telephone number listed below.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

  
Jennifer M. Hayes  
Registration No. 40,641

SUGHRUE MION, PLLC  
Telephone: (202) 293-7060  
Facsimile: (202) 293-7860

WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

Date: August 21, 2006